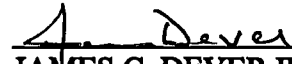


Defendant's motion to dismiss [D.E. 16] is GRANTED. See, e.g., McCleary-Evans v. Md. Dep't of Transp., State Highway Admin., 780 F.3d 582, 585–88 (4th Cir. 2015), cert. denied, 136 S. Ct. 1162 (2016); Brown v. Wake Cty. Gov't, No. 5:16-CV-806-D, 2017 WL 2982971, at \*4–7 (E.D.N.C. July 12, 2017) (unpublished). The complaint is DISMISSED without prejudice. Plaintiff's motion to amend [D.E. 25] is GRANTED. Plaintiff shall file the amended complaint not later than January 5, 2018. Defendant may plead in response to the amended complaint in accordance with the Federal Rules of Civil Procedure. See Fed. R. Civ. P. 15(a)(3).

SO ORDERED. This 21 day of December 2017.

  
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JAMES C. DEVER III  
Chief United States District Judge